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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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Scott Grosz and Jessica Karls-Ruplinger  
Clearinghouse Co-Directors

Terry C. Anderson  
Legislative Council Director

Laura D. Rose  
Legislative Council Deputy Director

### CLEARINGHOUSE RULE 13-068

#### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated November 2011.]**

#### 2. Form, Style and Placement in Administrative Code

a. Throughout the proposed rule, a substantial number of sections relate to the rearrangement of existing material in the code and to the replacement of existing sections of the code. The Commission should consider whether these changes are unnecessarily confusing. For example, in the sections affecting s. PSC 160.02, would it be more appropriate to achieve proper alphabetical order by using the alphabetic numbering described in s. 1.03 (5) (b), Manual? Additionally, when repealing and recreating material, the Commission should use the “repeal and recreate” treatment in a single section, rather than repealing the material in one section and creating new material in another. If new material is inserted between two repealed and recreated provisions, it may be clearer to indicate each treatment separately. [See, e.g., SECTIONS 61 and 62, and 68 and 69 of the proposed rule, where alphabetically numbered provisions are created in between repealed and recreated provisions.]

b. In SECTION 15, new material should be fully underscored.

c. SECTIONS 31 and 32 repeat the changes made in SECTIONS 29 and 30.

d. SECTION 79 should refer to the treatment of s. PSC 160.071 (1) (b) (intro.).

e. Did the Commission intend to refer to s. PSC 160.071 (1m) (L) 2. and 3. in SECTION 86?

f. In SECTION 100, a colon should be placed at the end of s. PSC 160.09 (3) (b) (intro.).

g. In s. PSC 160.13 (8), stricken text should not be used, as the section treatment indicates repeal and recreation of the rule provision.

h. The treatment in SECTION 126 should be creation of the subdivisions, not amendment.

**5. Clarity, Grammar, Punctuation and Use of Plain Language**

a. In SECTION 17, it is not clear what criteria the Commission will use in determining whether an entity is an eligible telecommunications carrier.

b. In SECTION 54, should the Commission add “receives benefits from” before “temporary assistance for needy families” in s. PSC 160.06 (1) (c) 4.?

c. Throughout the proposed rule, why does the Commission use “ETC” in some instances and “eligible telecommunications carrier” in others?